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6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE DISTRICT OF ARIZONA
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9 Sandra Carpenter-Dixon, both Individually) No. CV11-1508-PHX-JAT
10 and as personal Representative of the) Estate of Robert P. Dixon,)
11 Plaintiff,)
12 vs.)
13 The Prudential Insurance Company of) America; Samantha Carpenter,)
14)
15 Defendant,)
16 vs.)
17 Samantha Carpenter,)
18 Third-Party Defendant.)
19 _____)

20 This case concerns entitlement to life insurance policy proceeds from policy number
21 G-94230-CA (the “Policy”) issued by Defendant The Prudential Company of America
22 (“Prudential”) under a group life insurance policy. The parties – Plaintiff Sandra Carpenter-
23 Dixon, both individually and as personal representative for the Estate of Robert P. Dixon (the
24 “Insured”), Defendant Prudential, and Third-Party Defendant Samantha Carpenter – filed a
25 Stipulation of settlement and dismissal on January 12, 2010. (Doc 15.)

26 The parties have stipulated (Doc. 15-1) as follows:
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1 1. Within twenty-one (21) days of the date of this Order, Prudential shall deliver
2 to Gunn McKay, Esq., Gunn McKay Attorney at Law, 1019 South Stapley Drive, Mesa,
3 Arizona, 85204, a check or checks payable to "Samantha Carpenter, and Gunn McKay
4 Attorney at Law Attorney Trust Account" in the amount of \$310,880.00, which Prudential
5 represents to be the entire death benefit due under the Policy as a consequence of the
6 Insured's death, plus applicable claim interest, if any.

7 2. Upon delivering the payment as described in paragraph above, Prudential shall
8 be, and hereby is, discharged from any and all liability to Sandra Carpenter-Dixon, both
9 individually and as personal representative of the Estate of the Insured, and Samantha
10 Carpenter relating to the Policy and/or the death benefit due under the Policy as a
11 consequence of the death of the Insured, and Sandra Carpenter-Dixon, both individually and
12 as personal representative of the Estate of the Insured, and Samantha Carpenter are
13 permanently enjoined from bringing any action or proceeding in any forum, or making any
14 further actual or implied claims, demands and causes of action, asserted or unasserted,
15 liquidated or unliquidated, against Prudential arising out of, in connection with, or relating
16 to the Policy and/or the death benefit due thereunder as a consequence of the death of the
17 Insured.

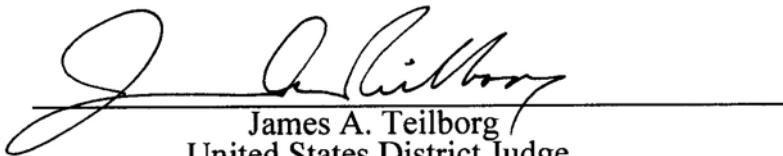
18 3. Sandra Carpenter-Dixon, both individually and as personal representative of
19 the Estate of the Insured, and Samantha Carpenter do therefore release, remise and forever
20 disclaim all claims, rights, interests and actions that they might otherwise have held against
21 Prudential with respect to the Policy and/or the death benefit due thereunder as a
22 consequence of the death of the Insured. Each party agrees to hold harmless and release
23 Prudential and its present and former parents, subsidiaries and affiliated corporations,
24 predecessors, successors and assigns and their respective officers, directors, agents,
25 employees, representatives, attorneys, fiduciaries, and administrators from all claims related
26 to the Policy and/or the death benefit due thereunder as a consequence of the death of the
27 Insured, and any claim interest, if any, in conformity with the relief requested herein.

28 Pursuant to the foregoing stipulations,

1 **IT IS ORDERED** that on February 13, 2012, the Clerk shall dismiss the Complaint
2 and Third-Party Complaint in this matter with prejudice and without costs or attorneys' fees
3 as to any party, unless prior to that date a party files notice of Prudential's failure to make
4 payment of the death benefit as described above or some other reason for reinstating this case
5 on the Court's active docket.

6 **IT IS FURTHER ORDERED** that counsel for Defendant Prudential shall serve a
7 copy of this Order upon all parties within five (5) days of the date of this Order.

8 DATED this 12th day of January, 2012.

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11 James A. Teilborg
12 United States District Judge
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